

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 10, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, AND ROBERT L. PROUD, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** The Board of County Commissioners recognized the Clermont Home Builders Association for their efforts with the “House That Ruth Lyons Built”, which will be raffled off to raise money for children in area hospitals. Raffle tickets are being sold at \$100 each for a chance to win a \$450,000 home being built by the Clermont Home Builders and the home is located in the Reserves of Greycliff in Miami Township off State Route 131. The drawing will be held on July 18, 2009. All proceeds from the raffle will benefit the “Ruth Lyons Children’s Fund”, which was originally established in 1939 as the “Ruth Lyons Children’s Christmas Fund” for purchasing gifts for hospitalized children during the holidays. In 1996, it became the “Ruth Lyons Children’s Fund” to expand its focus beyond the holidays. To date, the fund has generated more than \$21 million for hospitalized Tri-State Children. Ray Sebastian, Chief Building Official, Clermont County Building Inspection Department, commended the association for their involvement in the county and introduced Mike Grever with the Clermont Home Builders Association. Mr. Grever noted that the association has been involved in many project over the years and decided to focus on one charitable project this year that being the Ruth Lyons Children’s Fund. Over 100 local companies and builders are to be acknowledged as they continue to give regardless of the current economic times. Now in its 70th year, a special thanks to all for keeping Ruth Lyons’ legacy alive.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION... “DUMP THE PUMP” DAY IN CLERMONT COUNTY, OHIO...09-0604-001...ADOPTED**

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating Thursday, June 18, 2009, to be “Dump the Pump” day in Clermont County, Ohio.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 100-09/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **100-09** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor **06/08/09** in the total amount of **\$1,588,758.24**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT DIVISION...IV-D SERVICE CONTRACT WITH THE COUNTY SHERIFF FOR THE PURCHASE OF SERVICES FOR SAME...09-0529-001...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a IV-D Service Contract by and between the Department of Job and Family Services/Child Support Enforcement Division and the County Sheriff, 4470 State Route 222, Batavia, Ohio 45103 for the purchase of services relative to Child Support Enforcement, including execution of personal service of process and/or execution of arrest warrants, at the rate of \$42.99 per unit/hour, for a total of 1,153 units, for a total amount not to exceed \$49,567.38, effective 04/01/09 through 03/31/10, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...SUBSIDY GRANT AGREEMENT FOR COMMUNITY-BASED CORRECTIONS PROGRAMS WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION FOR THE COMMUNITY CORRECTIONS ACT 407 NON-RESIDENTIAL FELONY GRANT RELATIVE TO THE PRISON DIVERSION PROGRAM ENTITLED INTENSIVE SUPERVISION PROBATION FOR FISCAL YEAR 2010...09-0317-003...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Subsidy Grant Agreement for Community-Based Corrections Programs by and between the County of Clermont, Ohio, and the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, 770 West Broad Street, Columbus, Ohio 43222 for the Community Corrections Act 407 Non-Residential Felony Grant relative to the Prison Diversion Program entitled Intensive Supervision Probation, for and on behalf of the Clermont County Court of Common Pleas/Adult Probation Department as the designated implementing agency, in the amount of \$252,503.00, with no local match required therefore, in concert with the Grant Application for Funding ratified by the Board of County Commissioners on 03/30/09 and subject to modification pending the final approval and adoption of the State of Ohio Fiscal Year 2010 budget, effective 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT...SUBSIDY GRANT AGREEMENT FOR COMMUNITY-BASED CORRECTIONS PROGRAMS WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION FOR THE COMMUNITY CORRECTIONS ACT 408 NON-RESIDENTIAL MISDEMEANANT GRANT RELATIVE TO THE JAIL DIVERSION PROGRAMS ENTITLED INTENSIVE SUPERVISION PROBATION AND COMMUNITY WORK SERVICE FOR FISCAL YEAR 2010...09-0317-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Joe Ellison, Chief Probation Officer, Clermont County Municipal Court/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Subsidy Grant Agreement for Community-Based Corrections Programs by and between the County of Clermont, Ohio, and the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, 770 West Broad Street, Columbus, Ohio 43222 for the Community Corrections Act 408 Non-Residential Misdemeanant Grant relative to the Jail Diversion Programs entitled Intensive Supervision Probation and Community Work Service, for and on behalf of the Clermont County Municipal Court/Adult Probation Department as the designated implementing agency, in the amount of \$193, 927.00, with no local match required therefore, in concert with the Grant Application for Funding ratified by the Board of County Commissioners on 03/30/09 and subject to modification pending the final approval and adoption of the State of Ohio Fiscal Year 2010 budget, effective 07/01/09 through 06/30/010, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... AMENDMENT TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH ENVIRONMENTAL ENGINEERING & TECHNOLOGY, INC. FOR PROJECT NUMBER 621-0043 RELATIVE TO THE MGS WATER TREATMENT PLANT EVALUATION/REHABILITATION PROJECT LOCATED WITHIN MIAMI TOWNSHIP...08-1027-001...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeff Goetz, Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to execute an Amendment to the Contract for Professional Services by and between the County of Clermont, Ohio, and Environmental Engineering & Technology, Inc., 712 Gum Rock Court, Newport News, Virginia 23606, previously ratified by the Board of County Commissioners on 11/05/08, for Project Number 621-0043 relative to the MGS Water Treatment Plant Evaluation/Rehabilitation Project located within Miami Township, which represents an increase in the amount of \$8,775.00 for additional services as outlined in Exhibit A attached thereto and made a part thereof, for a total revised contract amount of \$220,995.00, with all other terms and conditions of the original Contract to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... CHANGE ORDERS TO THE CONTRACTS FOR PROJECT NUMBER 651-0610 RELATIVE TO THE WARDS CORNER REGIONAL WASTEWATER TREATMENT PLANT PROJECT LOCATED WITHIN MIAMI TOWNSHIP...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute the

following Change Orders to the Contracts by and between the County of Clermont, Ohio, and Kerry Smith Contractors, Inc., Hilvert & Pope Electric, Inc. and Adams Robinson Enterprises, Inc., previously ratified by the Board of County Commissioners on 02/14/07 and subsequently amended on 12/12/07, 05/06/08 and/or 12/17/08, for Project Number 651-0610 relative to the Wards Corner Regional Wastewater Treatment Plant Project located within Miami Township, which represent net increases and total adjusted contract prices to date as outlined below and an extension of time of an additional 85 calendar days to the General and Electrical Contracts for a revised contract completion date of 05/29/09, for additions, deletions and/or modifications thereto as defined therein:

Contractor/Change Order Number	Original or Revised Contract Amount	Net Increase	Total Contract Price to Date
<b>H.V.A.C. Contract – Part 2 (Contract Number 651-06103)</b> Kerry Smith Contractors, Inc. P.O. Box 480 1241 Bypass North Lawrenceburg, Kentucky 40342 <b>Change Order Number 1</b> DC #07-0112-004	\$162,000.00	\$4,153.80	\$166,153.80
<b>Electrical Contract – Part 3 (Contract Number 651-06104)</b> Hilvert & Pope Electric, Inc. 11070 Southland Road Cincinnati, Ohio 45240 <b>Change Order Number 2</b> DC #07-0112-005	\$1,232,608.63	\$4,709.15	\$1,237,317.78
<b>General Contract – Part 1 (Contract Number 651-06101)</b> Adams Robinson Enterprises, Inc. 2735 Needmore Road Dayton, Ohio 45414 <b>Change Order Number 3</b> DC #06-1030-003	\$8,661,436.73	\$2,772.90	\$8,664,209.63

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;      Mr. Humphrey, Aye;      Mr. Croswell, Absent.

**IN RE:            COUNTY ENGINEER...RECORD PLAT NUMBER 629-2641 FOR THE DEDICATION OF RELOCATED OLD STATE ROUTE 74 IN BATAVIA TOWNSHIP...09-0602-003...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number 629-2641 for the Dedication of Relocated Old State Route 74 (C-171) in Batavia Township in the length of 1,835’ or 0.35 miles, which dedication plat includes a stipulation that the property owner will receive compensation from the Board of County Commissioners in an amount of \$50,000.00 if, and only if, said roadway is not improved on or before June 30, 2011, under conditions set forth therein, and an acknowledgement by the Board of County Commissioners to pay said compensation under the stated terms.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;      Mr. Humphrey, Aye;      Mr. Croswell, Absent.

**IN RE:            COUNTY ENGINEER...REQUEST FOR AN EMERGENCY ROAD CLOSURE TO THROUGH TRAFFIC ON GOSHEN ROAD IN GOSHEN**

**TOWNSHIP...09-0608-001...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize an emergency road closure to through traffic on Goshen Road in Goshen Township, beginning **Monday, 06/08/09 through Wednesday, 6/10/09, between the hours of 8 A.M. and 4 P.M. Local Time**, for Project Number 651-0341 relative to the O'Bannon Unsewered-SR 28 Sewer Assessment Project, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: COUNTY SHERIFF...APPLICATION FOR FEDERAL ASSISTANCE FOR CONGRESSIONALLY SELECTED AWARDS (CFDA NUMBER 16.753) THROUGH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR THE CLERMONT COUNTY NARCOTICS TASK FORCE...09-0605-003...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to approve the Application for Federal Assistance for Congressionally Selected Awards (CFDA Number 16.753) through the U.S. Department of Justice, Office of Justice Programs, 810 Seventh Street, NW, Washington, DC 20531 for the Clermont County Narcotics Task Force, for and on behalf of the County Sheriff as the administrative agency therefore, in the amount of \$230,000.00, with no local match required, effective for the period of 07/01/09 through 06/30/11, and to authorize Edwin H. Humphrey, President of the Board of Clermont County Commissioners, to execute the Application for Federal Assistance and the Certifications regarding Lobbying, Debarment, Suspension and other Responsibility Matters, and Drug-Free Workplace Requirements in and as it relates thereto, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: COUNTY SHERIFF...ACKNOWLEDGMENT OF RECEIPT OF THE FY 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM APPLICATION (CFDA #16.738) WITH THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE AND ACCEPTANCE OF PUBLIC COMMENTS RELATIVE THERETO DURING THE ESTABLISHED REVIEW TIME BY THE BOARD OF COUNTY COMMISSIONERS IN AND AS IT RELATES TO THE DISPOSITION OF THE PROPOSED APPLICATION THEREFORE...09-0605-005...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Randy Harvey, Administrative Lieutenant, Criminal Operations Division, with the concurrence of Albert J. Rodenberg, Jr., County Sheriff, that the Board of County

Commissioners resolve to acknowledge the receipt of the FY 2009 Edward Byrne Memorial Justice Assistance Grant Program Application (CFDA #16.738) with the U.S. Department of Justice, Bureau of Justice Assistance, 810 Seventh Street NW, Fourth Floor, Washington, DC 20531, in the amount of \$12,020.00, with no local match required therefore, for the proposed purchase of fifteen (15) tasers and five (5) training cartridges to equip personnel with current technology in conjunction with the County Sheriff's Policy on the Use of Necessary Force and to accept public comments in and as it relates thereto during the thirty day review period by the Board of County Commissioners for consideration in the disposition thereof and further resolve, subsequent to the completion of the thirty day review period, to authorize Edwin H. Humphrey, President of the Board, to execute the Application for Federal Assistance and the Certifications regarding Lobbying, Debarment, Suspension and other Responsibility Matters, and Drug-Free Workplace Requirements therefore. Public comment can either be made during any Regular Session of the Board of County Commissioners or may be transmitted in writing to the Board of County Commissioners at 101 East Main Street, Batavia, Ohio 45103 until the close of business on **Thursday, July 9, 2009**.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 101-09/RESOLUTION FOR THE APPROVAL OF OFFERING VOLUNTARY DISABILITY PLANS BY KANAWHA INSURANCE COMPANY, A HUMANA COMPANY, TO FULL TIME EMPLOYEES CURRENTLY ELIGIBLE TO RECEIVE HEALTHCARE BENEFITS THROUGH THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY AND TO DELEGATE THE APPROVAL OF VARIOUS AGREEMENTS AND WORK PRODUCTS TO THE COUNTY ADMINISTRATOR FOR SUCH OFFERINGS AND TO AUTHORIZE THE COUNTY AUDITOR TO BEGIN PAYROLL DEDUCTION OF PREMIUMS FOR ENROLLED EMPLOYEES AND TO REMIT THOSE PREMIUMS TO KANAWHA INSURANCE COMPANY ACCORDING TO THE EXECUTED AGREEMENTS...09-0526-001...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert E. Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **101-09** resolving to approve the offering of voluntary disability plans by Kanawha Insurance Company, a Humana Company through Humana Specialty Benefits, 210 South White Street, Post Office Box 610, Lancaster, South Carolina 29721-0610 to full time employees currently eligible to receive healthcare benefits through the Board of County Commissioners of Clermont County and to delegate the approval of various agreements and work products to the County Administrator and to authorize the County Auditor to deduct premiums for enrolled employees and to remit those premiums to Kanawha Insurance Company according to the executed agreements.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBERS 102-09 THROUGH 125-09/RESOLUTIONS ESTABLISHING ANNUAL MAINTENANCE ASSESSMENTS PURSUANT TO SECTION 6137.03 O.R.C. FOR VARIOUS SUBDIVISION PUBLIC WATERCOURSES SITUATED WITHIN CLERMONT COUNTY, OHIO...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, to adopt Resolution Numbers **102-09** through **125-09** resolving to establish the Annual Maintenance Assessments for the following Subdivisions located in various Townships within Clermont County, Ohio, in and as it relates to the public watercourses therefore in the amounts outlined below, pursuant to and in compliance with Chapter 6137 of the Ohio Revised Code:

<u>Subdivision</u>	<u>Township</u>	<u>Amount</u>
Whitmore Woods/Shayler Crossing First Addition Resolution Number <b>102-09</b> D.C. #97-0611-009	Union	\$ 2,600.00
Buxton Meadows Block I Resolution Number <b>103-09</b> D.C. #97-0611-010	Batavia	\$ 540.00
Summit Crossing Resolution Number <b>104-09</b> D.C. #97-0611-011	Batavia	\$ 840.00
Babson Park Resolution Number <b>105-09</b> D.C. #97-0611-012	Union	\$ 1,780.00
Edinburgh Place Section D Resolution Number <b>106-09</b> D.C. #97-0611-013	Union	\$ 1,300.00
Rose Hill Resolution Number <b>107-09</b> D.C. #97-0611-014	Union	\$ 580.00
Turnberry Section A Blocks Two & Three Resolution Number <b>108-09</b> D.C. #97-0611-015	Pierce	\$ 660.00
Rivendell Estates Section IV Resolution Number <b>109-09</b> D.C. #97-0612-001	Pierce	\$ 460.00
Summerfield Section Two Resolution Number <b>110-09</b> D.C. #97-0612-002	Miami	\$ 680.00
Chadwick Farm Section 2 Resolution Number <b>111-09</b> D.C. #97-0612-003	Miami	\$ 540.00

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Pleasant Acres Section IV Resolution Number <b>112-09</b> D.C. #97-0612-004	Batavia	\$ 820.00	
McCormick Place Resolution Number <b>113-09</b> D.C. #97-0612-005	Union	\$ 500.00	
The Reserve at the Oasis Resolution Number <b>114-09</b> D.C. #97-0612-006	Miami	\$ 940.00	
Brookeside Estates Resolution Number <b>115-09</b> D.C. #97-0612-007	Batavia	\$ 540.00	
Hopper Estates Resolution Number <b>116-09</b> D.C. #97-0612-008	Pierce	\$ 600.00	
Heritage Grove Section Four Resolution Number <b>117-09</b> D.C. #97-0610-001	Union	\$ 780.00	
Pleasant View Resolution Number <b>118-09</b> D.C. #98-0213-001	Batavia	\$ 1,060.00	
Hunter's Ridge Farms Hawthorne Meadows/ Section One and Section Three Resolution Number <b>119-09</b> D.C. #98-0409-001	Miami	\$ 2,060.00	
Deerhaven Block A/Section 6 Resolution Number <b>120-09</b> D.C. #99-0514-001	Miami	\$ 820.00	
Forest Knoll Section IV/Block C Resolution Number <b>121-09</b> D.C. #99-1019-001	Miami	\$ 460.00	
Union Station Resolution Number <b>122-09</b> D.C. #00-0822-011	Union	\$ 660.00	
Estates at Stone Oak Resolution Number <b>123-09</b> D.C. #01-0327-002	Union	\$ 740.00	
Pine Creek Resolution Number <b>124-09</b> D.C. #02-0923-004	Miami	\$ 380.00	



Deerfield Pointe Miami \$ 1,160.00  
Resolution Number **125-09**  
D.C. #03-0605-002

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...JOINT APPLICATION WITH THE PROSECUTING ATTORNEY TO THE CLERMONT COUNTY COURT OF COMMON PLEAS FOR EMPLOYMENT OF LEGAL COUNSEL AS SPECIAL COUNSEL TO REPRESENT THE BOARD OF COUNTY COMMISSIONERS IN ITS OFFICIAL CAPACITY AND TO ADVISE IT ON LEGAL MATTERS...09-0605-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board, to execute a Joint Application for Employment of Legal Counsel with the Prosecuting Attorney to the Clermont County Court of Common Pleas for the employment of Mark Landes, Attorney at Law, with the law firm of Isaac, Brant, Ledman & Teetor LLP, 250, East Broad Street, Suite 900, Columbus, Ohio 43215-3742 as Special Counsel to represent the Board of County Commissioners in its official capacity and to advise it on legal matters relative to the court judgment imposed against the Clermont County Sheriff's Office with compensation at the rate of \$215.00 per hour not to exceed \$5,000.00 for Calendar Year 2009 pursuant to and in compliance with Section 305.14 (A) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH THE LAW FIRM OF ISAAC, BRANT, LEDMAN & TEETOR LLP TO SERVE AS SPECIAL LEGAL COUNSEL TO REPRESENT THE BOARD OF COUNTY COMMISSIONERS IN ITS OFFICIAL CAPACITY AND TO ADVISE IT ON LEGAL MATTERS...09-0609-003...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board, to execute a Professional Services Contract by and between the Board of County Commissioners and the law firm of Isaac, Brant, Ledman & Teetor, LLP, 250 East Broad Street, Suite 900, Columbus, Ohio 43215 to serve as Special Legal Counsel to represent the Board of County Commissioners in its official capacity and to advise it on legal matters with compensation at the stated hourly rate(s) not to exceed \$5,000.00 for Calendar Year 2009 pursuant to and in compliance with the terms and conditions set forth therein and in concert with the Joint Petition for Employment of Legal Counsel heretofore ratified by the Board of County Commissioners on 06/10/09.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Absent.

**IN RE:            REQUESTS FROM VARIOUS DEPARTMENTS TO JOIN PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE THERETO...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2009 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Treatment Alternatives to Street Crime Dee Hargitt and/or Staff DC# 09-0220-002	National Treatment Accountability for Safer Communities (TASC) Association	\$225.00	01/01/09 through 12/31/09
Department of Job and Family Services Tim McCartney and/or Staff DC# 09-0105-003	County Commissioners Association of Ohio (CCAO)	\$325.00	01/01/09 through 12/31/09
Office of Environmental Quality Paul Braasch DC# 08-1215-006	Adams County Chamber of Commerce	\$65.00	01/01/09 through 12/31/09

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;        Mr. Humphrey, Aye;        Mr. Croswell, Absent.

**IN RE:            MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Building Inspection Department DC# 09-0602-001	ABS Business Products, Inc. 10855 Medallion Drive Cincinnati, Ohio 45241-4829	Sharp FO4470 Fax Machine S/N: 67112032	\$218.90	05/24/09 through 05/23/10

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;        Mr. Humphrey, Aye;        Mr. Croswell, Absent.

**IN RE:            BOARD   OF   COUNTY   COMMISSIONERS...FINANCIAL/BUDGETARY  
ACTIONS FOR FISCAL YEAR 2009...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**BUDGET TRANSFER OF FUNDS:**

\$            532.00	From Municipal Court Intensive Probation Fund 268-4251-5112 to 268-4251-5700 (Regular Salary to Materials & Supplies)
\$            3,784.00	From Municipal Court Intensive Probation Fund 268-4251-5200 to 268-4251-5700 (Fringe Benefits to Materials & Supplies)
\$            628.50	From Municipal Court Intensive Probation Fund 268-4251-5112 to 268-4251-5300 (Regular Salary to Purchased Services)
\$            126.28	From Municipal Court Intensive Probation Fund 268-4251-5200 to 268-4251-5300 (Fringe Benefits to Purchased Services)
\$            2,514.54	From Municipal Court Intensive Probation Fund 268-4252-5112 to 268-4252-5300 (CBC Community Service Regular Salary to Purchased Services)
\$            695.77	From Municipal Court Intensive Probation Fund 268-4252-5200 to 268-4252-5300 (CBC Community Service Fringe Benefits to Purchased Services)

**CASH TRANSFER OF FUNDS:**

\$            22,000.00	From General Fund 100-2018-7220-0219 to Advocate Project Fund 219-0219-4811
\$            12,532.64	From Motor Vehicle & Gasoline Tax Fund 206-3092-7240 to OPWC Hill Station Blue Sky Park Fund 320-0320-4841
\$            12,500.00	From Motor Vehicle & Gasoline Tax Fund 206-3092-7240 to OPWC Branch Hill Guinea Fund 321-0321-4841
\$            8,938.03	From Motor Vehicle & Gasoline Tax Fund 206-3093-7240 to OPWC Capital Improvement Debt Fund 317-0317-4841

**REPAYMENT OF ADVANCE OF FUNDS DATED 1/26/2006 & 2/6/2008:**

\$            414,000.00	From Chilo Lock/Dam Improvement Fund 407-9709-7212-7535 to General Fund 100-0100-4963-0407
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;        Mr. Humphrey, Aye;        Mr. Croswell, Absent.

**IN RE:            TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES  
RELATIVE TO SAME...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2009 and any and all amendments subsequent thereto:

**CLERMONT COUNTY MUNICIPAL COURT**

**Judge James A. Shriver:** Four (4) days – Newark, Ohio – Association of Municipal/County Judges of Ohio Summer Conference – Total expenses not to exceed \$969.00.

**COUNTY SHERIFF**

**Two (2) Undercover Narcotics Agents** – Five (5) days – Johnston, Iowa – Midwest Counterdrug Training Center Course entitled “Covert Global Positioning for Law Enforcement” – Total expenses not to exceed \$290.00.

**DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT**

**Jim Taylor:** Two (2) days – Columbus, Ohio – Ohio Conference of Community Development, Inc Training entitled “REO Acquisitions & Home Marketing Strategies” – Total expenses not to exceed \$255.00.

**PROSECUTING ATTORNEY**

**Donald W. White:** Four (4) days – Sandusky, Ohio – 2009 Ohio Prosecuting Attorneys Association Summer Workshop – Total expenses not to exceed \$1,484.60.

**Ashley Morris and Lisa Vetter:** One (1) day – Cincinnati, Ohio – The Ohio Attorney General’s Office Crime Victims Assistance and Prevention Regional Training Series entitled “Missing Adult and Elder Crimes” – Total expenses not to exceed \$29.70.

**OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY**

**Ralph Justus:** Eight (8) days – Las Vegas, Nevada – 2009 Motorola Trunked Users’ Group Annual Meeting and 2009 Association of Public-Safety Communications Officials International Conference & Exposition – Total expenses not to exceed \$2,310.00.

**CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT**

**Jonathan Henderson & Nichole McClure:** Two (2) days – Highland Heights, Kentucky – 2009 Kentucky School of Alcohol & Other Drug Studies Workshop entitled “Motivational Interviewing” – Total expenses not to exceed \$410.00

**Jonathan Henderson, Nichole McClure & John Sheth:** Two (2) days – Cincinnati, Ohio – Talbert House Training entitled “Encouraging Change with Substance Abusers & Other Clients” – Total expenses not to exceed \$650.00.

**Jonathan Henderson & Nichole McClure** – Two (2) days – Columbus, Ohio – 10<sup>th</sup> Annual Line Staff Training Institute sponsored by the Ohio Chief Probation Officers Association – Total expenses not to exceed \$646.00.

**CLERMONT COUNTY COMMON PLEAS COURT**

**Judge Jerry R. McBride:** Two (2) days – Columbus, Ohio – Ohio Judicial College Seminar entitled “Effective Use of Evidence-Based Practices Throughout the Pretrial Phase” – Total expenses not to exceed \$296.00.

**TREATMENT ALTERNATIVES TO STREET CRIME**

**Dee Hargitt:** Four (4) days – Charlotte, North Carolina – 2009 National Treatment Alternatives to Street Crime Conference on Drugs & Crime entitled “*A Brighter Tomorrow – Health, Hope & Healing*” – Total expenses not to exceed \$1,266.38.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;      Mr. Humphrey, Aye;      Mr. Croswell, Absent.

**IN RE:            PERSONNEL ACTION FORMS...APPROVED**

\*    THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** That a motion by Mr. Proud, seconded by Mr. Humphrey, to approve the minutes of Work Session of **04/20/09 and 05/06/09** carried with all members present voting affirmatively thereon.

**LET THE RECORD SHOW:** A MOTION BY MR. HUMPHREY, SECONDED BY MR. PROUD, TO GO INTO EXECUTIVE SESSION AT 1:42 P.M. PURSUANT TO SECTION 121.22(G)(1) OF THE OHIO REVISED CODE REGARDING DISCIPLINE OF A PUBLIC EMPLOYEE CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

**LET THE RECORD SHOW:** THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:04 P.M. WITH NO ACTION TAKEN.

**IN RE: PERSONNEL ACTION FORMS...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

\* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** That a motion by Mr. Proud, seconded by Mr. Humphrey, to approve the minutes of Regular Session of **06/10/09** carried with all members present voting affirmatively thereon.

**LET THE RECORD SHOW:** That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:05 P.M.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT  
ROBERT L. PROUD, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 06/10/09**